IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1610 OF 2005
IN
EXE. APPLICATION NO.377 OF 2004
IN
SUMMARY SUIT NO.2513 OF 1999

Sajjanraj P. Munot ...Plaintiff
Vs.
M/s.Vasant Kotak & Ors. ...Defendant
And
M/s.Loyal Textile Mills ...Applicant

Mr.S.J. Thakkar with Mr. H.C. Mehta &
Ms. Sheetal Jain i/b. Mehta & Co. for Applicant/Plaintiff

Ms. Nepa Singh i/b. Mahesh Men & Co. for Defendant

CORAM: SMT. ROSHAN DALVI, J.
DATED: 15TH FEBRUARY, 2007

P.C.

1. The Plaintiffs who are the Decree Holders have claimed the decretal amount payable with interest as per the Arbitration Award. In para 7 of the affidavit in reply to the Chamber Summons, that calculation is shown. However, the Plaintiff shall have to give and agree to give rebate to the

Applicants for Rs.5,52,024/-, as the principal amount, Rs.7,52,991/- by way of interest and costs of Rs.8150-/ therefrom. The balance amount shall have to be recovered by the Plaintiff in execution. The Applicants' application for full and final settlement of the decree and the fact that they are not liable to pay interest thereon cannot be allowed.

2. No order in Chamber Summons. No order as to costs.

(SMT.ROSHAN DALVI, J.)